

# EXHIBIT 310

SHANI A. PINNEY 30(b)(6)  
Gov. U.S. Virgin Islands vs JP Morgan Chase

July 18, 2023

1

1 UNITED STATES DISTRICT COURT FOR THE

2 SOUTHERN DISTRICT OF NEW YORK

3 CASE NUMBER: 22-CV-10904-JSR

4 ACTION FOR DAMAGES

5 GOVERNMENT OF THE UNITED STATES )  
6 VIRGIN ISLANDS, )

7 Plaintiff, )

8 VS. )

9 JP MORGAN CHASE BANK, N.A., )

10 Defendant. )

11 -----

12  
13  
14  
15 VIDEO RECORDED DEPOSITION OF

16 SHANI A. PINNEY

17 30(B)(6) WITNESS

18 TUESDAY, JULY 18, 2023

19  
20  
21 REPORTED BY:

22 DENISE D. HARPER-FORDE  
23 Certified Shorthand Reporter (CSR)  
24 Certified RealTime Reporter (CRR)  
25 Certified LiveNote Reporter (CLR)  
Registered Professional Reporter (RPR)  
Notary Public (FLORIDA)

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1 THE WITNESS: About the  
2 tuition being paid?

3 (BY ATTORNEY O'LAUGHLIN):

4 Q. About the relationship between  
5 Governor John de Jongh, the First Lady  
6 and Epstein.

7 ATTORNEY ACKERMAN: Objection  
8 to form, scope.

9 THE WITNESS: I cannot recall  
10 when I was first -- when I became  
11 aware of these -- the relationship  
12 between Epstein and the former  
13 Governor.

14 (BY ATTORNEY O'LAUGHLIN):

15 Q. Did the relationship between  
16 Epstein and the de Jongh family ever  
17 play any role in DoJ's monitoring of  
18 Epstein as a sex offender?

19 A. No.

20 Q. Did either Cecile de Jongh or  
21 John de Jongh ever reach out to anyone  
22 involved in sex offender monitoring at  
23 DoJ regarding Epstein?

24 A. To my knowledge, no.

25 ATTORNEY O'LAUGHLIN: Let's

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1 an online media search.

2 (BY ATTORNEY O'LAUGHLIN):

3 Q. And did DoJ at any time take  
4 steps to do this kind of search into  
5 Epstein?

6 ATTORNEY ACKERMAN: Object to  
7 form, vague, scope to the extent it's  
8 outside sex offender registration and  
9 monitoring.

10 THE WITNESS: In my position,  
11 you know, with the registry, we kept  
12 our focus primarily on what he was  
13 convicted of and assuring that he was  
14 fulfilling those obligations to  
15 register as a sex offender in the  
16 Virgin Islands.

17 I didn't have the time to do  
18 these -- to do searches of this  
19 nature, because I was also monitoring  
20 about 70-something other offenders who  
21 had real allegations against them, you  
22 know, filed with the US DoJ -- with VI  
23 DoJ. I'm sorry.

24 (BY ATTORNEY O'LAUGHLIN):

25 Q. So these allegations against

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1 Epstein weren't real?

2 ATTORNEY ACKERMAN: Object to  
3 form.

4 THE WITNESS: You're asking me  
5 if they were real?

6 (BY ATTORNEY O'LAUGHLIN):

7 Q. Well, you said you were  
8 focused on the offenders with real  
9 allegations. So now --

10 A. Okay. When I say "real," I  
11 mean that they were actually  
12 complaints filed with VI DoJ against  
13 offenders here in the Virgin Islands  
14 who were currently committing other  
15 sexual offenses here in the Virgin  
16 Islands.

17 So we actually had you know,  
18 real complaints you know, filed from  
19 you know from real victims from you  
20 know, that weren't rumors. They  
21 actually were coming in and saying,  
22 Hey, this guy is on your registry, but  
23 he's still raping his 15-year-old  
24 daughter who's now pregnant.

25 So, you know, in addition, I'm

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1 saying that I didn't have time to sit  
2 down and you know, and do Google  
3 searches because I was working on --  
4 working with the investigators on you  
5 know, not only monitoring about  
6 70-something other offenders, but also  
7 working on cases for offenders who  
8 were absconding also who were also in  
9 -- who we received -- you know, filed  
10 allegations about them conducting  
11 other sexual offenses in the Virgin  
12 Islands.

13 Q. So the answer to the question  
14 that I posed, which was: Did anyone  
15 at DoJ ever take any steps to do this  
16 kind of news report investigation, the  
17 answer is "no," correct?

18 ATTORNEY ACKERMAN: Objection  
19 to form, misstates prior testimony.  
20 The answer is reflected in the  
21 record.

22 THE WITNESS: No.

23 ATTORNEY O'LAUGHLIN: Okay.  
24 Let's go off the record.

25 VIDEOGRAPHER: Off the record.

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1 they fall into a Tier 3 as well too.

2 And then you would see, you  
3 know -- if we want to say more serious  
4 in terms, you know, to first degree  
5 would actually be enforceable rape.  
6 You will see the more serious offenses  
7 in Tier 3 compared to Tier 1.

8 Q. Okay. And then as a result of  
9 being put into a higher tier, are  
10 there differences in the monitoring  
11 requirements?

12 A. The monitoring requirements --  
13 the only difference was in regards to  
14 the frequency of their appearance at  
15 VI DoJ to register in-person.

16 Q. How does it change between  
17 tiers?

18 A. So for Tier 1 it was once a  
19 year. And that I think it was 15  
20 years. Tier 2, was every six months I  
21 believe for 25 years, and then Tier 3  
22 was every three months for life.

23 Q. And were there any other  
24 monitoring differences associated with  
25 the tiers other than the ones you just

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1 discussed?

2 A. No. They were all monitored  
3 the same.

4 Q. Okay. What tier -- we've  
5 discussed this. But Epstein was  
6 classified as Tier 1, correct?

7 A. That's correct.

8 Q. Okay. What was the basis for  
9 classifying Epstein as Tier 1?

10 ATTORNEY ACKERMAN: Object to  
11 form. I think it's asked and  
12 answered, but you can go ahead.

13 THE WITNESS: Okay. I  
14 understood that once Epstein -- what  
15 was received from Florida was  
16 reviewed. That that conviction, that  
17 was what was used to determine his  
18 placement into a Tier 1.

19 (BY ATTORNEY O'LAUGHLIN):

20 Q. Okay. The procuring a minor  
21 for prosecution was a Tier 1 offense  
22 according to USVI law?

23 A. That determination was made by  
24 an Attorney within DoJ, which I -- if  
25 I remember correctly, was Attorney



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1 dates where we can have this operation  
2 to verify the addresses of sex  
3 offenders in the Virgin Islands.

4 Q. So the sweeps were run by  
5 who?

6 A. Nothing within the statute  
7 speaks about sweeps having to occur.  
8 So the only thing that is within the  
9 statute, if I remember, speaks about  
10 an offender moves to the territory  
11 within a set amount of dates, VI DoJ  
12 officials go out to verify that  
13 address.

14 In regards to the sex offender  
15 address compliance checks, that was an  
16 effort from the US Marshals Services.  
17 And if I remember correctly, a part of  
18 US DoJ is that the US Marshals  
19 Services, that they assist states, you  
20 know in the offices who oversee the  
21 sexual -- the sex offenders; that they  
22 assist them with the operation to  
23 include the address verifications.

24 Q. How frequently do sweeps  
25 occur?

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1           A. How frequent the sweeps occur?  
2       There was no set-in-stone time for the  
3       frequency of the sweeps to occur. It  
4       would be something where we were in  
5       constant communication with the US  
6       Marshals Services. And they will let  
7       us know, Hey, you know, this will be  
8       the time for an upcoming sweep.

9           Q. Do you have an estimate of how  
10       frequently they occurred?

11          A. I would say perhaps once a  
12       year depending on funding.

13          Q. Okay. Funding from where?

14          A. Funding that the US Marshals  
15       Services received. So the US Marshals  
16       is Federal funding to conduct the  
17       operational sweeps.

18          Q. Okay. And during a sweep,  
19       what was the objective?

20          A. The objective was to verify  
21       the address of the -- that the sex  
22       offender had on record as their  
23       permanent residence.

24          Q. What does verify mean?

25          A. Verify, verification process

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1 private chefs here on the island are  
2 tight, and we see and hear everything,  
3 especially what goes on in Little St.  
4 James Island. We have pictures,  
5 audio, video of it all going on."

6 Is this the E-mail that you  
7 were talking earlier about as the only  
8 time that you received a tip about  
9 Epstein?

10 A. If you want to say a tip, you  
11 know, when I actually received  
12 anything, you know, about allegations  
13 of what was going on with Epstein.

14 Q. Was there any follow-up on the  
15 report that this individual had audio  
16 and video of what was going on on  
17 Little St. James?

18 A. He never provided audio or  
19 visuals on what was going on on Little  
20 St. James. He never did. Not to my  
21 knowledge, he ever did. He never  
22 provided anything to me.

23 Q. Was there ever any outreach to  
24 him to obtain any audio/video?

25 A. My response is here, and the

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1 tone of it is, you know, very  
2 threatening. So I reminded him of his  
3 need to register as a sexual offender  
4 and also that we're not at liberty to  
5 discuss any registration status of any  
6 offender, the same how we would not  
7 discuss his act with any other  
8 offender either.

9 He had all -- if he did have  
10 any pictures, audio, video of Epstein  
11 on Little St. James, they were never  
12 provided to DoJ. And if he really  
13 wanted, you know, to provide  
14 something, he never did. He never  
15 followed up and write anything to my  
16 knowledge.

17 Q. So that's not the question.  
18 The question is: Did USVI DoJ ever  
19 follow up with him to obtain audio or  
20 video?

21 ATTORNEY ACKERMAN: Object to  
22 form.

23 Go ahead.

24 THE WITNESS: You're asking if  
25 VI DoJ or if myself ever asked him for

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1 go off the record.

2 VIDEOGRAPHER: Off the record.

3 The time is 6:31.

4 (Off the record)

5 (Back on the record)

6 VIDEOGRAPHER: On the record

7 at 6:42.

8 CROSS EXAMINATION

9 (BY ATTORNEY ACKERMAN):

10 Q. Okay. Ms. Pinney, it has been  
11 a long day. We have met before. My  
12 name is David Ackerman with the law  
13 firm of Motley Rice representing the  
14 Government of the US Virgin Islands.  
15 I just have a few questions --

16 A. Uh-huh.

17 Q. -- for you. And I want to  
18 start with the topic of address  
19 verifications. I think you said some  
20 of this before, but I just want to  
21 make sure that I have it clear.

22 Who selects the date that the  
23 address verifications occur?

24 A. US Marshal Services would have  
25 sent, you know, different windows and

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1 asked which works best for us. But it  
2 was the Marshals Service who would  
3 essentially, you know, decide which  
4 dates were best.

5 Q. Okay. And by the way, are the  
6 address verifications the same thing  
7 as the sweeps that you described, that  
8 you -- it was a term you used  
9 earlier?

10 A. Yes. So the US Marshals  
11 Services, they titled those. They  
12 called the operation as Operation  
13 Island Sweep.

14 Q. Okay. And when -- what is the  
15 purpose of the sweep or the address  
16 verification?

17 A. The purpose is to confirm that  
18 what the offender has provided as  
19 their permanent residence, and also  
20 instances may also be their employer  
21 address, that that is true and -- and  
22 correct.

23 Q. Okay. When you performed or  
24 when the DoJ performed sweeps to  
25 verify Mr. Epstein's address, did DoJ

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1 already know where Mr. Epstein was  
2 living?

3 A. Yes, we did.

4 Q. Okay. Was there any doubt in  
5 your mind or in the SORNA unit's mind  
6 as to whether Mr. Epstein had moved to  
7 a different address?

8 A. No, there was not.

9 Q. Why not?

10 A. Well, for one, he did not  
11 provide any notice of change. We  
12 received no tips saying that he was no  
13 longer living on Little St. James and  
14 living at another residence, and yeah.

15 Q. Okay. Was there an instance  
16 where Mr. Epstein's verification was  
17 conducted at his office?

18 A. Yes, there was.

19 Q. Okay. Did you participate in  
20 that verification?

21 A. From my recollection, I did.

22 Q. Okay. And tell me what you  
23 recall about that verification when  
24 you met Mr. Epstein at his office.

25 A. So we ended up -- when we went

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1 to his island, he wasn't there. So at  
2 that point we decided that we can meet  
3 him at his -- at his office.

4 When we went to the island,  
5 his staff was there, his employees  
6 were there. They confirmed, you know,  
7 that this was Little St. James and  
8 that this was Jeffrey Epstein's, if  
9 you want to say his island, you know.

10 And just like how the decision  
11 was made in other address checks for  
12 other offenders, since he wasn't at  
13 home, that was not determined to be  
14 that he was in noncompliance. We  
15 simply just said, Okay. We'll go to  
16 his employer address.

17 Q. Did you verify other sex  
18 offenders in the Virgin Islands at  
19 their employer's address?

20 A. Yes, we did.

21 Q. Okay. Are the address  
22 verifications or the sweeps required  
23 by any Virgin Islands statute to your  
24 knowledge?

25 A. No.



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1 Q. When you performed the address  
2 verifications or the sweeps, do you  
3 have a warrant?

4 A. No, we do not.

5 Q. Do you have an understanding  
6 as to whether there is any limit on  
7 your ability to search or enter a  
8 person's, a sex offender's property  
9 during an address verification or  
10 sweep?

11 A. An address verification does  
12 not constitute that VI DoJ has the  
13 right to search an offender's home.  
14 If we go to the address and we say,  
15 Hi, we're here to conduct an address  
16 verification, can we come inside, they  
17 have the right to say no.

18 Them saying no does not put  
19 them in noncompliance because it is  
20 not a search warrant. We don't have a  
21 search warrant to search the home.

22 So in many instances, we have  
23 conducted address -- checks in an  
24 offender's yard, on their front porch,  
25 and they were found to still be in

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1 compliance because a search of their  
2 home was not required to complete that  
3 address verification.

4 Q. Okay. Thank you.

5 You testified earlier one of  
6 the things you did in preparation for  
7 this deposition was to review the  
8 testimony of Inais Borque, right?

9 A. Yes.

10 Q. Okay. There was testimony in  
11 Ms. Borque's deposition about  
12 performing weekly checks of offenders.  
13 Do you recall that testimony?

14 A. I do recall reading that in  
15 her -- in her deposition, yes.

16 Q. Okay. Was it the practice of  
17 the Virgin Islands DoJ SORNA office to  
18 conduct weekly checks of sex offenders  
19 during the time period that you worked  
20 in that office?

21 A. No, it was not.

22 Q. Thank you.

23 I want to go through a few  
24 exhibits, and I'll try to just go  
25 quickly. But let's start with Exhibit